REMARKS

[1] Drawing Fig. 1 was objected to. The Applicant has amended the specification to include the suggestion made by the Examiner, rather than amending the drawing as the Examiner stated. For the record, the drawing change requirement is respectfully traversed.

The reason for traversing, and for amending the specification instead of the drawing, is as follows: original claim 1 recites "a plurality of sampling bits" and is not limited to exactly three sampling bits, while the Examiner's suggested amendment to overcome the §112 rejection recites three bits. The Applicant does not wish to limit Fig. 3 to the number three, but instead wishes Fig. 3 to illustrate both amended claim 1 (reciting three bits) and new claim 5 (reciting *n* bits). The claims were indicated to have allowable subject matter but were rejected as informal. Claim 1 is now amended as suggested by the Examiner. New claim 5 follows claim 1 but recites *n* sampling bits instead of exactly three sampling bits.

Withdrawal of the § 112 rejection and allowance of all claims is requested.

Respectfully submitted,

April 26, 2005 Date

Nick Bromer (Reg. No. 33,478)

RABIN & BERDO, P.C. **CUSTOMER NO. 23995**

Telephone: (202) 371-8976

Telefax: (202) 408-0924

CUSTOMER NO. 23995